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Revocable Trust; Trustees of The William E. and Desiree B. Moore
Revocable Trust; Desiree B. Moore Revocable Trust;
William E. Moore Marital Trust; William E. Moore
Generation-Skipping Trust; and Desiree Moore

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO AND OAKLAND DIVISION

THOMAS FERNANDEZ, LORA SMITH and
TOSHA THOMAS, individually and on behalf of
a class of all other persons similarly situated,

Plaintiffs,

vs.

K-M INDUSTRIES HOLDING CO., INC.; K-M
INDUSTRIES HOLDING CO., INC. ESOP
PLAN COMMITTEE; WILLIAM E. AND
DESIREE B. MOORE REVOCABLE TRUST;
TRUSTEES OF THE WILLIAM E. AND
DESIREE B. MOORE REVOCABLE TRUST;
CIG ESOP PLAN COMMITTEE; NORTH
STAR TRUST COMPANY; DESIREE B.
MOORE REVOCABLE TRUST; WILLIAM E.
MOORE MARITAL TRUST; WILLIAM E.
MOORE GENERATION-SKIPPING TRUST;
and DESIREE MOORE, BOTH IN HER
INDIVIDUAL CAPACITY AND AS TRUSTEE
OF THE WILLIAM E AND DESIREE B.
MOORE REVOCABLE TRUST'S SUCCESSOR
TRUSTS NAMED ABOVE,

Defendants.

Case No. C 06-07339 CW

**[PROPOSED] ORDER TO SEAL
DOCUMENTS SUBMITTED BY
PLAINTIFFS IN OPPOSITION TO
DEFENDANTS' MOTIONS FOR
SUMMARY JUDGMENT**

Having reviewed Plaintiffs Thomas Fernandez, Lora Smith and Tosha Thomas's Administrative Motion to File Documents Under Seal relating to certain documents submitted in support of Plaintiffs' Opposition to Defendants' Motions for Summary Judgment, and having reviewed the Declaration of Caroline M. Walters Establishing Information Submitted by Plaintiffs in Opposition to Defendants' Motion for Summary Judgment is Sealable in support of sealing documents designated as confidential during discovery by William E. and Desiree B. Moore Revocable Trust, Trustees of the William E. and Desiree B. Moore Revocable Trust, Desiree B. Moore Revocable Trust, William E. Moore Marital Trust, William E. Moore Generation-Skipping Trust (the "Trust Defendants") and Desiree B. Moore and a portion of Plaintiffs' memorandum of points and authorities reiterating the confidential information, and for good cause appearing,

IT IS SO ORDERED AND ADJUDGED THAT the Trust Defendants and Desiree Moore have demonstrated a compelling interest to justify filing under seal as confidential certain of the documents submitted by Plaintiffs in support of their Opposition to Defendants' Motions to Summary Judgment and a portion of Plaintiffs' memorandum of points and authorities. Plaintiffs' Administrative Motion is GRANTED in part and the following documents will remain under seal and redacted in the public record as submitted by Plaintiffs:

1. Exhibit 120 to the Declaration of Nina Wasow in Support of Plaintiffs' Opposition to Defendants' Motions for Summary Judgment.
2. Exhibit 123 to the Declaration of Nina Wasow in Support of Plaintiffs' Opposition to Defendants' Motions for Summary Judgment under seal.
3. Lines 6-7 of Plaintiffs' memorandum of points and authorities in support of their Opposition to Defendants' Motions for Summary Judgment.

DATED:

The Honorable Claudia Wilken
United States District Judge
Northern District of California